

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSE BERMUDEZ

CASE NO. C 10 02893 CW (ADR)

Plaintiff(s),

v.

CITY OF BERKELEY, ET AL.

STIPULATION AND ~~[PROPOSED]~~  
ORDER SELECTING ADR PROCESS

Defendant(s).

\_\_\_\_\_ /

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- Non-binding Arbitration (ADR L.R. 4)
- ✓ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

Private ADR (please identify process and provider) \_\_\_\_\_

The parties agree to hold the ADR session by:

- ✓ the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*

**other requested deadline**

"The Parties further stipulate that signing this Joint Stipulation does not constitute a first appearance for Co-Defendants, BERKELEY BOWL PRODUCE, INC., TOSHA ANDERSON, and DAVID CRAIB. Plaintiff and Co-Defendants have entered a Joint Stipulation to extend the time for Co-Defendants to file a responsive pleading."

Dated: Jan. 11, 2011 \_\_\_\_\_

/s/ Christopher R.A. Morray-Jones  
Attorney for Plaintiff

Dated: Jan. 11, 2011 \_\_\_\_\_

/s/ Matthew J. Orebic  
Attorney for Defendants CITY OF BERKELEY  
FORMER OFFICER RODERICK ROE, FORMER CHIEF  
DOUGLAS HAMBLETON and OFFICER JOHN JONES

Dated: Jan. 11, 2011

/s/ Ross E. Lampe  
Attorney for Defendants Berkeley Bowl  
Produce, Inc., Tosha Anderson and David Craib

When filing this document in ECF, please be sure to use the appropriate ADR Docket Event, e.g., "Stipulation and Proposed Order Selecting Early Neutral Evaluation."

~~[PROPOSED]~~ ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- Non-binding Arbitration
- ☒ Early Neutral Evaluation (ENE)
- Mediation
- Private ADR

Deadline for ADR session

- ☒ 90 days from the date of this order.
- other

"The Parties further stipulate that signing this Joint Stipulation does not constitute a first appearance for Co-Defendants, BERKELEY BOWL PRODUCE, INC., TOSHA ANDERSON, and DAVID CRAIB. Plaintiff and Co-Defendants have entered a Joint Stipulation to extend the time for Co-Defendants to file a responsive pleading."

IT IS SO ORDERED.

Dated: 1/14/2011

A handwritten signature in blue ink, appearing to read "Judge", is written over a horizontal line.

UNITED STATES DISTRICT JUDGE